

# **EXHIBIT G**

1 G6UAAHADC

Hearing

1 UNITED STATES DISTRICT COURT  
2 SOUTHERN DISTRICT OF NEW YORK

3 DON HADEL, ET AL.,

4 Plaintiffs,

5 v.

15 CV 3706 (RLE)

6 GAUCHO, LLC, ET AL.,

7 Defendants.

8 -----x  
9 New York, N.Y.  
10 June 30, 2016  
11 10:45 a.m.

12 Before:

13 HON. RONALD L. ELLIS,

14 Magistrate Judge

## 15 APPEARANCES

16 FITAPELLI &amp; SCHAFER, LLP

17 Attorneys for Plaintiffs Hadel, et al.

18 BY: BRIAN S. SCHAFER

19 ARMANDO ORTIZ

20 KANE KESSLER, P.C.

21 Attorneys for Defendants Gaucho, et al.

22 BY: DANA M. SUSMAN

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Hearing

1 filed from anyone objecting to it. If indeed the average  
2 amount is -- does seem to be a significant amount compared to  
3 what happens in some settlements. I don't see any reason that  
4 the settlement be held up.

5 What's the timeframe for after signing in terms of  
6 checks being sent?

7 MR. SCHAFFER: I believe, your Honor, the checks, the  
8 defendant has to pay the entire settlement amount 30 days after  
9 the effective date. So essentially, the Court approves the  
10 settlement. The effective date is 30 days after, defendant has  
11 30 days after that. So effectively 60 days after your Honor's  
12 order approving the settlement the funds get deposited in one  
13 shot and the claims administrator cuts the checks about ten  
14 days later.

15 THE COURT: OK. All right. I don't have any specific  
16 comments concerning any of the elements of the award of the  
17 settlement. Including, I think you're right that the trend is  
18 to award fees based upon a proportion of the settlement fund  
19 and as is probably true in many of the cases, if the proportion  
20 of the loadstar is probably higher if you're able to effectuate  
21 a settlement earlier and certainly that's to be encouraged, you  
22 could have litigated longer and the proportion would have been  
23 less but that would not be a good result for either the  
24 plaintiffs, the defendants, either counsel or the class  
25 members.

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## Hearing

So I think you should not take the opportunity to penalize people for being efficient. So I approve the judgment and the claims administrator will do their job and defendant will do their job and hopefully this is good bye.

MR. SCHAFFER: I hope we'll see you again sometime.

THE COURT: OK. In other another case.

We're adjourned. Thank you.

(Adjourned)